IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION [LODGING] NO. 2572 OF 2004

Sherbanoo Abdul Sattar Batliwala .....Petitioner

VERSUS

Municipal Corporation of Greater Bombay & Anr. ... Respondents

Ms. Neeta Madhyan instructed by M/s. S.M. Associates for the Petitioner

Ms. Priti Purandare for Respondent No. 1

Mr. A. Sayed, Assistant Government Pleader, for Respondent No. 2.

CORAM: DALVEER BHANDARI, C.J., & DR.D.Y.CHANDRACHUD, J.

DATE: OCTOBER 15, 2004.

P.C.:-

1. The grievance of the petitioner is that she has not been provided

the order dated 25th November, 2003.

2. Exhibit 'C', letter dated 3rd August, 2004, indicates that complaint against rateable value was disposed of *ex parte* on 25th November, 2003.

3. The learned counsel appearing for the Corporation submits that since this order was passed *ex parte*, she has instructions that fresh hearing be given to the petitioner, and an order will be passed afresh.

4. Consequently, the order dated 25th November, 2003 is set aside. We direct the concerned authority to give hearing to the petitioner and pass a reasoned order as expeditiously as possible. We direct the petitioner to appear before the concerned authority on 25th October, 2004 at 11.00 A.M. No further directions are necessary. This petition is accordingly disposed of.

CHIEF JUSTICE

DR.D.Y.CHANDRACHUD, J.